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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 CITY OF EVERETT, a Washington municipal
corporation,

10 Plaintiff,

11 v.

12 PURDUE PHARMA, L.P., a Delaware limited
partnership; PURDUE PHARMA, INC., a New
13 York corporation; THE PURDUE FREDERICK
COMPANY, INC., a New York corporation;
14 and JOHN AND JANE DOES 1 THROUGH
15 10, individuals who are executives, officers,
and/or directors of Purdue,

16 Defendants.

Case No. C17-209 RSM

STIPULATED MOTION AND ORDER
REGARDING DEFENDANTS' TIME
TO ANSWER OR RESPOND TO
AMENDED COMPLAINT

17 Plaintiff City of Everett ("Plaintiff") and Defendants Purdue Pharma, L.P., Purdue Pharma,
18 Inc., and The Purdue Frederick Company, Inc. ("Defendants"), having conferred through counsel,
19 hereby stipulate as follows pursuant to LCR 7(d)(1) and LCR 10(g):
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21 **STIPULATION**

22 1. On September 25, 2017, this Court granted in part, and denied in part, Defendants'
23 Motion to Dismiss, allowing the Plaintiff thirty (30) additional days to file an amended complaint.
24 [Dkt. No. 27].

25 2. Plaintiff filed its Amended Complaint on October 25, 2017. [Dkt. No. 37].
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STIPULATED MOTION AND
[PROPOSED] ORDER RE:
AMENDED COMPLAINT - 1
CASE NO. 2:17-CV-0020M

#1138712 v1 / 72285-002

3. Plaintiff and Defendants previously stipulated, and this Court approved, a deadline of 14 days after the filing of the Amended Complaint for Defendants to respond. (Dkt. No. 34). Fourteen days after October 25, 2017, is November 8, 2017.

4. Defendants have, for good cause, requested Plaintiff to stipulate to a further 21 day extension of the November 8, 2017, deadline to November 29, 2017. Plaintiff agrees to Defendants' request.

5. In the event Defendants respond to the Amended Complaint with a motion to dismiss, and if Plaintiff requires additional time to oppose such a motion, Defendants are agreeable to also extending Plaintiff's deadline, and the parties will file an appropriate motion with the Court should the need arise.

6. In addition, Plaintiff believes this stipulation should not delay other scheduling issues in this action, particularly given that the Court's September 25, 2017 Order sustained certain of Plaintiff's claims, which the Court noted "will remain undisturbed." Accordingly, Plaintiff has advised Defendants that it wishes to proceed with a discovery conference and planning under Fed. R. Civ. Pro. 26(f) as soon as practicable. Defendants believe that discovery planning under Fed. R. Civ. Pro. 26(f) should not proceed until after a decision by the Judicial Panel on Multidistrict Litigation on the pending Motion for Transfer of Actions Pursuant to 28 U.S.C. § 1407 in MDL Case No. 2804.

7. Accordingly, pursuant to the parties' stipulation, and subject to the Court's approval, the parties agree that Defendants' answer and/or response to the Amended Complaint shall be due November 29, 2017.

SO STIPULATED this November 2, 2017.

Karr Tuttle Campbell

/s/ *Thomas D. Adams*

Thomas D. Adams, WSBA No. 18470

/s/ Ronald J. Friedman

Ronald J. Friedman, WSBA No. 41629

STIPULATED MOTION AND
[PROPOSED] ORDER RE:
AMENDED COMPLAINT - 2
CASE NO. 2:17-CV-0020M

#1138712 v1 / 72285-002

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Attorneys for Plaintiff City of Everett

ORDER

Pursuant to the above Stipulated Motion, Defendants' answer and/or response to the Amended Complaint shall be filed by November 29, 2017.

DATED this 7th day of November 2017.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE

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DATED this November 2, 2017, at Seattle, Washington

/s/ Sandy Watkins
Assistant to Ronald J. Friedman
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